

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ALEJANDRO DOMINGO MALVAR  
EGERIQUE,

Plaintiff,

v.

EZRA CHOWAIKI, DAVID BENRIMON FINE  
ART LLC, LINDA BENRIMON, PIEDMONT  
CAPITAL LLC, AVICHAH ROSEN, DAVID  
BENRIMON, and JOHN DOES 1-10,

Defendants,  
----- X

Case No. 19 Civ. 3110 (KPF)

**NOTICE OF APPEAL**

NOTICE IS HEREBY GIVEN THAT Sidney N. Weiss, Esq., counsel for plaintiff, and a non-party in the above-named action, hereby appeals to the United States Court of Appeals for the Second Circuit from the judgments and/or orders entered on October 13, 2020 (Docket Nos. 64 and 65) and on October 16, 2020 (Docket No. 67), which terminated this case, to the extent that such judgments and/or orders incorporated and gave rise to the Opinion and Order entered on April 24, 2020 (Docket No. 50) which: (i) found that Sidney N. Weiss, Esq., violated Fed. R. Civ. P. 11, (ii) imposed sanctions against him pursuant to Fed. R. Civ. P. 11, and (iii) ordered him to pay sanctions of \$20,000 to David Benrimon Fine Art LLC, Linda Benrimon, David Benrimon, Piedmont Capital LLC, and Avichai Rosen on or before May 22, 2020, which sanctions were timely paid under protest. This Notice of Appeal and appeal seek reversal of all aspects and components of the aforementioned opinion and order imposing sanctions.

Dated: New York, New York  
November 10, 2020

FRANKFURT KURNIT KLEIN & SELZ, P.C.

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*Attorneys for Non-Party Appellant Sidney N.  
Weiss, Esq.*

**CERTIFICATE OF SERVICE**

I hereby certify that, on November 10, 2020, the foregoing **NOTICE OF APPEAL** was filed with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following counsel of record:

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Dated: November 10, 2020

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